

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent Application No. 10/649,413

Confirmation No. 5257

Applicant: Ullrich et al.

Filed: August 27, 2003

TC/AU: 1647

Examiner: Shulamith H. Shafer

Docket No.: 224160 (Client Reference No. PA29374IUSFZ163)

Customer No.: 23460

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed December 11, 2007, rejecting the following claims: 1,3,4, and 13.

**1. Pre-Appeal Brief Request for Review**

A "Pre-Appeal Brief Request for Review" is  filed concurrently herewith or  is not being filed.

**2. Status of Applicants**

This application is on behalf of  other than a small entity or  a small entity.

**3. Fee for Filing Notice of Appeal**

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for:

other than a small entity or  a small entity.

**Notice of Appeal Fee due \$510.00**

**4. Extension of Time**

Appellants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1,050.00. However, the Appellants indicate that a two-month extension of time fee has already been paid with the Reply to the Office

Action filed on May 9, 2008. Accordingly, the extension fee due with this request is \$590.00

- Appellants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that appellants have inadvertently overlooked the need for a petition and fee for extension of time.

**Extension fee due with this request:** \$590.00

#### **5. Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$510.00
Request for Oral Hearing	\$ 0.00
Extension Fee (if any)	\$590.00
<b>Total Fee Due:</b> \$1,100.00	

#### **6. Fee Payment**

- Attached is a check in the sum of \$ .  
 Charge Account No. 12-1216 the sum of \$1,100.00. A duplicate of this transmittal is attached.

#### **7. Fee Deficiency**

- If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,



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Date: June 11, 2008